

CITY OF BROOKHAVEN, GEORGIA

CITY COUNCIL

J. Max Davis, Mayor

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Rebecca Chase Williams – District 1

Jim Eyre – District 2

Bates Mattison – District 3

Joe Gebbia – District 4

## CITY COUNCIL MEETING AGENDA

**December 17, 2012**

**Special Called Meeting**

**12:01am**

St. Martin's Episcopal School 3110-A Ashford Dunwoody Road, NE, Brookhaven, GA 30319

**A) INVOCATION**

**B) CALL TO ORDER – Mayor Davis**

**C) ROLL CALL – Acting City Clerk**

**D) PLEDGE OF ALLEGIANCE**

- Presentation of Colors – Cross Keys Honor Guard
- Pledge of Allegiance – Led by Mayor Davis
- National Anthem – Cross Keys High School

**E) OPENING REMARKS – Mayor Davis**

**F) MINUTES – (none)**

**G) PUBLIC COMMENT - Specifically to address Old and/or New Business on agenda only**

**H) CONSENT AGENDA (None at this time)**

**I) ANNOUNCEMENTS**

**J) REPORTS AND PRESENTATIONS**

**K) OLD BUSINESS**

**L) NEW BUSINESS**

- O2012-12-10**      **Consideration and Approval of an Emergency Ordinance to Provide for the Continuation of Ordinance and Law**  
AN EMERGENCY ORDINANCE PROVIDING FOR THE CONTINUATION OF ORDINANCE AND LAW DURING THE TRANSITION PERIOD LEGISLATIVELY ESTABLISHED FOR THE CITY OF BROOKHAVEN, GEORGIA AND THE ADOPTION OF ORDINANCES BY THE CITY OF BROOKHAVEN
- R2012-12-09**      **Consideration and Approval of a Resolution to Adopt a Moratorium**  
A RESOLUTION DECLARING A MORATORIUM ON THE ACCEPTANCE, REVIEW AND PROCESSING OF PROPOSED APPLICATIONS FOR A LICENSE, PERMIT, AN AMENDMENT TO THE TEXT OF THE BROOKHAVEN-PEACHTREE OVERLAY DISTRICT, AN OFFICIAL ZONING MAP AMENDMENT, COMPREHENSIVE LAND USE PLAN AMENDMENT, VARIANCE, OR SPECIAL LAND USE PERMIT WITHIN THE BOUNDARIES OF THE CITY OF BROOKHAVEN, AND FOR OTHER PURPOSES

3.     **R2012-12-10**       **Consideration and Approval of a Resolution to Ratify the Actions Taken by the Mayor and Council of the City of Brookhaven, Georgia Prior to December 17, 2012**  
A RESOLUTION TO RATIFY THE ACTIONS TAKEN BY THE MAYOR AND COUNCIL OF THE CITY OF BROOKHAVEN, GEORGIA PRIOR TO DECEMBER 17, 2012
4.     **O2012-12-11**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 1: GENERAL PROVISIONS for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 1: GENERAL PROVISIONS, AND PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 1: GENERAL PROVISIONS
5.     **O2012-12-12**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 2: ADMINISTRATION for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 2: ADMINISTRATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 2: ADMINISTRATION
6.     **O2012-12-13**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 4: ALCOHOLIC BEVERAGES for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 4: ALCOHOLIC BEVERAGES, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 4: ALCOHOLIC BEVERAGES
7.     **O2012-12-14**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 7: BUILDINGS AND BUILDING REGULATIONS for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 7: BUILDINGS AND BUILDING REGULATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 7: BUILDINGS AND BUILDING REGULATION
8.     **O2012-12-15**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 9: MUNICIPAL COURT for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 9: MUNICIPAL COURT, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 9: MUNICIPAL COURT

9.     **O2012-12-16**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 10: ELECTIONS for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 10: ELECTIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 10: ELECTIONS
10.    **O2012-12-17**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS
11.    **O2012-12-18**       **Consideration and Approval of an Emergency Ordinance to Adopt and Approve CHAPTER 24: TAXATION for Code of Ordinances for the City of Brookhaven**  
AN EMERGENCY ORDINANCE TO ADOPT AND APPROVE CHAPTER 24: TAXATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 24: TAXATION
12.    **O2012-12-19**       **Consideration and Approval of a One-Read Ordinance to Provide for the Continuation of Ordinance and Law**  
A ONE-READ ORDINANCE PROVIDING FOR THE CONTINUATION OF ORDINANCE AND LAW DURING THE TRANSITION PERIOD LEGISLATIVELY ESTABLISHED FOR THE CITY OF BROOKHAVEN, GEORGIA AND THE ADOPTION OF ORDINANCES BY THE CITY OF BROOKHAVEN.
13.    **O2012-12-20**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 1: GENERAL PROVISIONS for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 1: GENERAL PROVISIONS, AND PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 1: GENERAL PROVISIONS
14.    **O2012-12-21**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 2: ADMINISTRATION for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 2: ADMINISTRATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 2: ADMINISTRATION

15.   **O2012-12-22**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 4: ALCOHOLIC BEVERAGES for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 4: ALCOHOLIC BEVERAGES, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 4: ALCOHOLIC BEVERAGES
16.   **O2012-12-23**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 7: BUILDINGS AND BUILDING REGULATIONS for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 7: BUILDINGS AND BUILDING REGULATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 7: BUILDINGS AND BUILDING REGULATION
17.   **O2012-12-24**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 9: MUNICIPAL COURT for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 9: MUNICIPAL COURT, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 9: MUNICIPAL COURT
18.   **O2012-12-25**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 10: ELECTIONS for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 10: ELECTIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 10: ELECTIONS
19.   **O2012-12-26**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS
20.   **O2012-12-27**       **Consideration and Approval of a One-Read Ordinance to Adopt and Approve CHAPTER 24: TAXATION for Code of Ordinances for the City of Brookhaven**  
A ONE-READ ORDINANCE TO ADOPT AND APPROVE CHAPTER 24: TAXATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 24: TAXATION

21.    **ACTION ITEM**    **Nomination and Election of the Mayor Pro Tempore**
22.    **O2012-12-28**       **Consideration and Approval of an Ordinance to Provide for the Continuation of Ordinance and Law (First Read)**  
AN ORDINANCE PROVIDING FOR THE CONTINUATION OF ORDINANCE AND LAW DURING THE TRANSITION PERIOD LEGISLATIVELY ESTABLISHED FOR THE CITY OF BROOKHAVEN, GEORGIA AND THE ADOPTION OF ORDINANCES BY THE CITY OF BROOKHAVEN. (First Read)
23.    **O2012-12-29**       **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 1: GENERAL PROVISIONS for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 1: GENERAL PROVISIONS, AND PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 1: GENERAL PROVISIONS (First Read)
24.    **O2012-12-30**       **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 2: ADMINISTRATION for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 2: ADMINISTRATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 2: ADMINISTRATION (First Read)
25.    **O2012-12-31**       **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 4: ALCOHOLIC BEVERAGES for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 4: ALCOHOLIC BEVERAGES, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 4: ALCOHOLIC BEVERAGES (First Read)
26.    **O2012-12-32**       **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 7: BUILDINGS AND BUILDING REGULATIONS for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 7: BUILDINGS AND BUILDING REGULATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 7: BUILDINGS AND BUILDING REGULATION (First Read)
27.    **O2012-12-33**       **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 9: MUNICIPAL COURT for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 9: MUNICIPAL COURT, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 9: MUNICIPAL COURT (First Read)

28. **O2012-12-34**      **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 10: ELECTIONS for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 10: ELECTIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 10: ELECTIONS (First Read)
29. **O2012-12-35**      **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 15: LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS  
(First Read)
30. **O2012-12-36**      **Consideration and Approval of an Ordinance to Adopt and Approve CHAPTER 24: TAXATION for Code of Ordinances for the City of Brookhaven (First Read)**  
AN ORDINANCE TO ADOPT AND APPROVE CHAPTER 24: TAXATION, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF BROOKHAVEN, GEORGIA TO BE REFERENCED IN THE FUTURE AS CHAPTER 24: TAXATION (First Read)
31. **ACTION ITEM**      **Consideration to Authorize the Advertisement for the Zoning and Signage Ordinance for the City of Brookhaven, Georgia**

M) OTHER BUSINESS

N) PUBLIC COMMENTS

O) MAYOR'S COMMENTS

P) EXECUTIVE SESSION (*If needed*)

Q) ADJOURNMENT